

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Docket No. **0733MH-42278C**

Examiner: **Ton, Dang**

Prior Application Serial No.: **08/899,883**

Art Unit: **2666**

First Named Inventor: **FREDERICK ENNS ET AL.**

ASSISTANT COMMISSIONER FOR PATENTS
WASHINGTON, D.C. 20231

Sir: This is a request for filing a ☒ **continuation**
☐ **continuation-in-part**
☐ **divisional**

22581 U.S. PTO
10/725919
120203

application under **37 CFR 1.53(b)**, of pending prior application Serial No. **08/899,883** filed **24 July 1997**, for "High-Speed Internet Access System" (Docket No. 0733MH-42278), which is a continuation of U.S. Provisional Application No. 60/022,644, filed 25 July 1996, entitled "High Speed Internet Access System" and is related to USPN 5,586,121; USPN 5,347,304; USPN 5,586,121 and 5,347,304.

1. ☒ Enclosed is a complete copy of the prior application **including the oath or declaration as originally filed** and an affidavit or declaration verifying it as a true copy. (See No. 14 for declaration.)

2. ☒ New formal drawings are enclosed.

3. ☒ A preliminary amendment will follow shortly.

The PTO did not receive the following
listed item(s) NEW FORMAL
DRAWINGS

4. ☒ Also enclosed: Return Postcard and Substitute Specification

5. ☒ A verified statement to establish small entity status under 37 CFR 1.9 and 1.27 ☐ is enclosed ☒ was filed in the prior application and such status is still proper and desired (37 CFR 1.28(a)).

6. ☒ Cancel in this application original claims 2-104 of the prior application before calculating the filing fee. (At least one original independent claim must be retained for filing purposes.)

7. ☒ Amend the specification by inserting the following sentence before the first line: "This is a ☒ Continuation, ☐ Continuation-in-Part or ☐ Division pending prior application Serial No. **08/899,883** filed **24 July 1997**, for "High-Speed Internet Access System" (Docket No. 0733MH-42278), which is a continuation of U.S. Provisional Application No. 60/022,644, filed 25 July 1996, entitled "High Speed Internet Access System" and is related to USPN 5,586,121; USPN 5,347,304; USPN 5,586,121 and 5,347,304.

8. ☐ Priority of application serial No. ☐, filed on ☐, in ☐ is claimed under 35 U.S.C. 119. The certified copy has been filed in prior application serial no. ☐, filed ☐.

"EXPRESS MAIL" No. **EV233981584US**

Date of Deposit: **2 DECEMBER 2003**

This paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. §1.10 on the date indicated above and is addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

9. ☒ The filing fee is calculated below:

CLAIMS AS FILED IN THE PRIOR APPLICATION
LESS ANY CLAIMS CANCELLED BY AMENDMENT NOW

| | | |
|------------------------------|---|-----------------|
| Basic Fee | | \$385.00 |
| additional independent claim | | \$ |
| additional claims | | \$ |
| Total Filing Fee: | = | \$385.00 |

10. ☒ The Commissioner is hereby authorized to charge \$ _____ and any additional fee which may be required, or credit any overpayment to Deposit Account No. 50-1060. A duplicate of this sheet is enclosed.

11. ☒ A check in the amount of **\$385.00** is enclosed.

12. ☒ The prior application is assigned of record to Hybrid Networks, Inc.

13. ☒ The power of attorney in the prior application is to Melvin A. Hunn.

- a. _____ The power of attorney appears in the original papers in the prior application.
- b. ☒ new power of attorney is enclosed (*adding prosecution attorneys*).
- c. _____ Since the power of attorney does not appear in the original papers, a copy of the power in the prior application is enclosed.
- d. ☒ Address all future communication to: **Melvin A. Hunn, Esq., HILL & HUNN LLP, 201 Main Street, Suite 1440, Fort Worth, Texas 76102.**

14. ☒ I hereby verify that the attached papers are a true copy of prior application serial no. **08/899,883** as originally filed on **24 JULY 1997**.

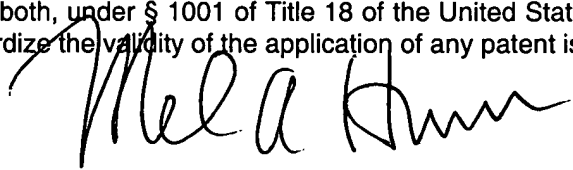
The undersigned declares further that all statements made herein of his or her own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under § 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application of any patent issuing thereon.

1 December 2003

Date

Address of signatory:

HILL & HUNN LLP
201 Main Street, Suite 1440
Fort Worth, Texas 76102
(817) 332-2113



Melvin A. Hunn
Reg. No. 32,574

____ Inventor(s)
____ Assignee of complete interest
☒ Attorney or agent of record
____ Filed under §1.34(a)